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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

11 QIANG LU,) No. C 07-4221 SBA
12 Plaintiff,)
13 v.)
14 MICHAEL CHERTOFF, Secretary of the) JOINT REQUEST TO BE EXEMPT FROM
15 Department of Homeland Security; EMILIO) FORMAL ADR PROCESS; PROPOSED
16 T. GONZALEZ, Director, U.S. Citizenship) ORDER
17 and Immigration Services; ROBERT S.)
18 MUELLER, III, Director of the Federal)
Bureau of Investigation;)
19 ALBERTO R. GONZALES, Attorney)
General of the United States;)
20 CHRISTINA POULOS, Director, California)
Service Center, U.S. Citizenship and)
Immigration Services; GERARD)
21 HEINAUER, Director, Nebraska Service)
Center, U.S. Citizenship and Immigration)
Services,)
22 Defendants.)
23

24 Each of the undersigned certifies that he or she has read either the handbook entitled
25 "Dispute Resolution Procedures in the Northern District of California," or the specified portions of
26 the ADR Unit's Internet site <www.adr.cand.uscourts.gov>, discussed the available dispute
27 resolution options provided by the court and private entities, and considered whether this case might
28 benefit from any of them.

JOINT REQUEST TO BE EXEMPT FROM ADR
No. C 07-4221 SBA

1 Here, the parties agree that referral to a formal ADR process will not be beneficial because
2 this mandamus action is limited to Plaintiff's request that this Court compel Defendants to
3 adjudicate the application for adjustment of status. Given the substance of the action and the lack
4 of any potential middle ground, ADR will only serve to multiply the proceedings and unnecessarily
5 tax court resources. Accordingly, pursuant to ADR L.R. 3-3(c), the parties request the case be
6 removed from the ADR Multi-Option Program and that they be excused from participating in the
7 ADR phone conference and any further formal ADR process.

8 | Dated: November 30, 2007

Respectfully submitted,

SCOTT N. SCHOOLS
United States Attorney

/s/
MELANIE L. PROCTOR[†]
Assistant United States Attorney
Attorneys for Defendants

Dated: November 30, 2007

QIANG LU

Pro Se

ORDER

Pursuant to stipulation, IT IS SO ORDERED.

SAUNDRA B. ARMSTRONG
United States District Judge

28 I, Melanie L. Proctor, hereby attest that I have on file all holograph signatures for any
signatures indicated by a "conformed" signature (/S/) within this efiled document.